

KNOX COUNTY BOARD OF COMMISSIONERS

The Knox County Board of Commissioners met in Regular Session on Monday, August 27, 2012 at 1:45 P.M. in the Main Assembly Room of the City-County Building, Main Avenue. Those members present were Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse. Also present were Mr. Richard Walls, Knox County Internal Auditor, Mr. Joe Jarret, Knox County Law Director, Mr. David Buuck, Knox County Chief Deputy Law Director, Mr. Chris Caldwell, Director, Knox County Finance Director, Dr. James McIntyre, Jr., Knox County Superintendent of Schools and news media.

The following proceedings were had and entered of record to-wit:  
Commissioner Hammond, Chairman, presided.

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**IN RE: CALL TO ORDER: 1:45 P.M.**

Commissioner Hammond called the meeting to order.

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**IN RE: PUBLIC FORUM:**

No one was present to speak.

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**IN RE: HONORARY RESOLUTIONS:**

At this time Commissioner Hammond stepped down as Chair and Commissioner Anders presided.

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**IN RE: AMENDMENT TO THE AGENDA:**

Commissioner Anders moved to add to the agenda R-12-8-102 – Resolution of the Commission of Knox County, Tennessee honoring Joseph G. Jarret for his service as Knox County Law Director. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING JOSEPH G. JARRET FOR HIS SERVICE AS KNOX COUNTY LAW DIRECTOR: R-12-8-102:**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Joseph G. Jarret for his service as Knox County Law Director was before the Board of Commissioners.

Mr. Joseph G. Jarret, Knox County Law Director, was present and thanked the Knox County Commission for the Resolution.

Ms. Lisa Zenni, representing The Arts and Culture Alliance, was present and spoke on the matter.

Commissioner Anders moved to approve R-12-8-102 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Joseph G. Jarret for his service as Knox County Law Director.

Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: AMENDMENT TO THE AGENDA:**

Commissioner Smith moved to add R-12-8-101 – Resolution of the Commission of Knox County, Tennessee honoring Commissioner Mike Hammond for his service as Chairman of the Knox County Commission. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE HONORING COMMISSIONER MIKE HAMMOND FOR HIS SERVICE AS CHAIRMAN OF THE KNOX COUNTY COMMISSION:R-12-8-101:**

Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Commissioner Mike Hammond for his service as Chairman of the Knox County Commission was before the Board of Commissioners.

Commissioner Mike Hammond was present and thanked the Knox County Commission for the Resolution.

Ms. Lisa Zenni, representing The Arts and Culture Alliance, was present and spoke on the matter.

Commissioner Smith moved to approve R-12-8-101 - Consideration of a Resolution of the Commission of Knox County, Tennessee honoring Commissioner Mike Hammond for his service as Chairman of the Knox County Commission. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: AMENDMENT TO THE AGENDA:**

At this time Commissioner Anders stepped down as Chair and Commissioner Hammond presided.

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**IN RE: ROLL CALL: 2:00 P.M.**

Mrs. Kimberly Ellis called the roll. Those Commissioners responding were Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse.

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**IN RE: DEVOTIONAL:**

Rabbi Alon Florncey gave the devotional.

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**IN RE: PLEDGE TO THE FLAG:**

Commissioner Ed Shouse led the Pledge to the Flag.

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**IN RE: APPROVAL OF MINUTES OF THE PREVIOUS MEETING:**

Consideration of approval of minutes of the previous meeting was before the Board of Commissioners.

Commissioner Brown moved to approve the minutes of the previous meeting on July 23, 2012. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: AMENDMENTS TO THE AGENDA:**

Commissioner Ownby moved to amend the agenda as follows:

Defer to the September 2012 Board of Commissioners meeting R-12-8-202 Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount of \$2,748,764.00 with Merit Construction, Inc. for the construction of a new gymnasium at Carter Middle School.

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Add R-12-8-112 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Michael Edwards to the Board of Directors of The Development Corporation of the County of Knox.

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Defer to the September 2012 Board of Commissioners meeting R-12-8-907 – Consideration of a Resolution of the Commission of Knox County, Tennessee withholding disbursements to Knoxville Area Chamber Partnership, Inc., until requested financial disclosures are provided to Commission.

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Add R-12-8-912 – Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing education incentive payments to County Officials and full-time supervisory level employees of Knox County Government for the attainment or re-certification of the designation of Certified Public Administrator.

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Add R-12-8-913 – Consideration of a Resolution of the Commission of Knox County, Tennessee designating/committing and appropriating funds in the amount of \$50,000.00 from Fiscal Year 2012 to Fiscal Year 2013 for the purpose of reimbursing the Beck Cultural Exchange Center up to \$50,000.00 for the Center’s operating expenses for FY2013.

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Add R-12-8-914 – Consideration of a Resolution of the Commission of Knox County, Tennessee recommending that a teacher satisfaction survey be contracted and conducted by a third party consulting firm (not associated with Knox County Government) specializing in such employee surveys and said survey should ensure absolute anonymity of all participants with reporting and conclusions drawn by said third party.

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Withdraw R-12-8-204 Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract in the amount not to exceed \$300,000.00 annually with Home Choice Flooring, LLC to provide carpet tile installation services.

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Add R-12-8-407 – Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant award in the amount of \$98,416.00 (no local match) from the Federal Emergency Management Agency (FEMA) under the Assistance to Firefighters Grant Program – Fire Prevention and Safety Grants.

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Add O-12-8-102 – Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article II, Section 2.03 of the Knox County Charter entitled “Membership and Election; District, Seats, Reapportionment and Redistricting” to provide for a fifteen (15) member

Commission elected from fifteen (15) districts (Knox County Charter as adopted 11-8-88, as amended through Referendum of 8-2-12)

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Add discussion regarding the expiration (September 30, 2012) of the terms of the following members of the Board of Zoning Appeals: Cynthia Stancil (District 1), Frank Rimshaw (District 3), John Schoonmaker (District 4), Bill Sewell (District 7), and Carson Dailey (District 9)

Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE:** No Drives and Roads received.

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**IN RE:** **LINE ITEM TRANSFERS:**

Consideration of Line Item Transfers was before the Board of Commissioners.

There was a motion to approve the Line Item Transfers. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE:** **NOTARY APPLICATIONS:**

Consideration of notary public applications was before the Board of Commissioners.

Commissioner Ownby moved to approve 242 notary public applications. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE:** **CONSENT CALENDAR:**

**IN RE:** **CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE CONFIRMING THE KNOX COUNTY MAYOR'S REAPPOINTMENT OF ROB QUILLIN AS THE "HEARING OFFICER" FOR VIOLATIONS ASSOCIATED WITH THE ORDINANCE REGULATING SEXUALLY ORIENTED BUSINESSES WITHIN KNOX COUNTY: R-12-8-111:**

Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's reappointment of Rob Quillin as the "Hearing Officer" for violations associated with the ordinance regulating sexually oriented businesses within Knox County was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-111 - Consideration of a Resolution of the Commission of Knox County, Tennessee confirming the Knox County Mayor's reappointment of Rob Quillin as the "Hearing Officer" for violations associated with the ordinance regulating sexually oriented businesses within Knox County. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING THE ACCEPTANCE OF GRANT FUNDING IN AN AMOUNT UP TO \$29,611.65 (REQUIRES A LOCAL MATCH OF \$20,388.35) FROM THE TENNESSEE DEPARTMENT OF EDUCATION FOR THE FAMILY RESOURCE CENTER PROGRAM FOR THE 2012-2013 SCHOOL YEAR: R-12-8-201: PLEASE NOTE: THE AGENDA STATES \$39,611.65 SHOULD READ \$29,611.65)**

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of grant funding in an amount up to \$29,611.65 (requires a local match of \$20,388.35) from the Tennessee Department of Education for The Family Resource Center Program for the 2012-2013 School Year was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-201 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing the acceptance of grant funding in an amount up to \$29,611.65 (requires a local match of \$20,388.35) from the Tennessee Department of Education for The Family Resource Center Program for the 2012-2013 School Year. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A PROPOSAL FROM GALLAGHER KOSTER FOR STUDENT**

**ATHLETIC ACCIDENT INSURANCE COVERAGE FOR KNOX COUNTY SCHOOLS FOR A TOTAL ANNUAL PREMIUM OF \$198,800.00: R-12-8-203:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a proposal from Gallagher Koster for student athletic accident insurance coverage for Knox County Schools for a total annual premium of \$198,800.00 was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-203 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a proposal from Gallagher Koster for student athletic accident insurance coverage for Knox County Schools for a total annual premium of \$198,800.00. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH THE HELEN ROSS MCNABB CENTER TO PROVIDE MENTAL HEALTH SERVICES AND SCREENING FOR ALL INMATES IN THE KNOX COUNTY SHERIFF'S DETENTION FACILITIES WITH A CONTRACT PRICE OF \$240,000.00 FOR THE FIRST YEAR OF THE CONTRACT AND INCREASING ANNUALLY THEREAFTER: R-12-8-301:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Helen Ross McNabb Center to provide Mental Health Services and Screening for all inmates in the Knox County Sheriff's Detention Facilities with a contract price of \$240,000.00 for the first year of the contract and increasing annually thereafter was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-301 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with the Helen Ross McNabb Center to provide Mental Health Services and Screening for all inmates in the Knox County Sheriff's Detention Facilities with a contract price of \$240,000.00 for the first year of the contract and increasing annually thereafter. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$252,493.20 WITH VOLUNTEER EXCAVATING FOR THE FARLOW DRIVE RELOCATION PROJECT: R-12-8-401:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a construction contract in the amount of \$252,493.20 with Volunteer Excavating for the Farlow Drive Relocation Project was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-401 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a construction contract in the amount of \$252,493.20 with Volunteer Excavating for the Farlow Drive Relocation Project. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THREE (3) ADDITIONAL RIGHT OF WAY ACQUISITIONS (TRACTS 22-24) FOR THE BEAVER RIDGE ROAD SIDEWALK IMPROVEMENT PROJECT AS OUTLINED IN THE URBAN ENGINEERING INC. PLANS: R-12-8-402:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving three (3) additional right of way acquisitions (tracts 22-24) for the Beaver Ridge Road Sidewalk Improvement Project as outlined in the Urban Engineering Inc. Plans was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-402 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving three (3) additional right of way acquisitions (tracts 22-24) for the Beaver Ridge Road Sidewalk Improvement Project as outlined in the Urban Engineering Inc. Plans. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A UTILITY EASEMENT AGREEMENT WITH CONCORD TELEPHONE**



**EXCHANGE, INC. D/B/A TDS TELECOM FOR THE PLACEMENT OF AN OUTDOOR CABINET NEAR THE INTERSECTION OF FOX ROAD AND FOX LANDING LANE: R-12-8-403:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement agreement with Concord Telephone Exchange, Inc. d/b/a TDS Telecom for the placement of an outdoor cabinet near the intersection of Fox Road and Fox Landing Lane was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-403 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a utility easement agreement with Concord Telephone Exchange, Inc. d/b/a TDS Telecom for the placement of an outdoor cabinet near the intersection of Fox Road and Fox Landing Lane. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$531,229.92 WITH DESIGN AND CONSTRUCTION SERVICES INC. FOR THE BEAVER RIDGE ROAD SIDEWALK PROJECT: R-12-8-404:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a construction contract in the amount of \$531,229.92 with Design and Construction Services Inc. for the Beaver Ridge Road Sidewalk Project was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-404 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a construction contract in the amount of \$531,229.92 with Design and Construction Services Inc. for the Beaver Ridge Road Sidewalk Project. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING COVENANTS FOR PERMANENT MAINTENANCE OF STORMWATER FACILITIES WITH HUNTER ESTATES HOMEOWNERS SUBDIVISION ASSOCIATION, INC.:R-12-8-405:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities with Hunter Estates Homeowners Subdivision Association, Inc. was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-405 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving Covenants for Permanent Maintenance of Stormwater Facilities with Hunter Estates Homeowners Subdivision Association, Inc. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE GRANTING AN EASEMENT LOCATED AT 1950 WEST GOVERNOR JOHN SEVIER HIGHWAY TO COMCAST NEW BUSINESS SALES (“COMCAST”) FOR THE INSTALLATION, OPERATION, MAINTENANCE AND REMOVAL BY COMCAST OF ITS CABLE AND OTHER EQUIPMENT TO PROVIDE BROADBAND COMMUNICATIONS SERVICES TO THE KNOX COUNTY CONVENIENCE CENTER:R-12-8-406:**

Consideration of a Resolution of the Commission of Knox County, Tennessee granting an easement located at 1950 West Governor John Sevier Highway to Comcast New Business Sales (“Comcast”) for the installation, operation, maintenance and removal by Comcast of its cable and other equipment to provide broadband communications services to the Knox County Convenience Center was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-406 - Consideration of a Resolution of the Commission of Knox County, Tennessee granting an easement located at 1950 West Governor John Sevier Highway to Comcast New Business Sales (“Comcast”) for the installation, operation, maintenance and removal by Comcast of its cable and other equipment to provide broadband communications services to the Knox County Convenience Center. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH WILLIAM E. COLE IN THE AMOUNT OF**

**\$71,748.00 PLUS MILEAGE REIMBURSEMENT FOR HOMELAND SECURITY REGIONAL PLANNER SERVICES FOR THE SIXTEEN (16) COUNTIES WITHIN THE DISTRICT 2 HOMELAND SECURITY COUNCIL, INCLUDING KNOX COUNTY, WHICH POSITION IS FULLY FUNDED BY FEDERAL HOMELAND SECURITY GRANT FUNDS: R-12-8-501:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with William E. Cole in the amount of \$71,748.00 plus mileage reimbursement for Homeland Security Regional Planner Services for the sixteen (16) counties within the District 2 Homeland Security Council, including Knox County, which position is fully funded by Federal Homeland Security Grant Funds was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-501 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with William E. Cole in the amount of \$71,748.00 plus mileage reimbursement for Homeland Security Regional Planner Services for the sixteen (16) counties within the District 2 Homeland Security Council, including Knox County, which position is fully funded by Federal Homeland Security Grant Funds. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A MEMORANDUM OF UNDERSTANDING IN THE AMOUNT OF \$397,546.00 BETWEEN THE KNOX COUNTY HEALTH DEPARTMENT AND KNOX COUNTY SCHOOLS FOR THE CONTINUATION OF THE "IN SCHOOL HEALTH PROGRAM" WHICH PROVIDES SCHOOL-BASED SERVICES, SCHOOL-BASED NUTRITION SERVICES, AND FAMILY LIFE EDUCATION FOR FY 2012-2013:R-12-8-601:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding in the amount of \$397,546.00 between the Knox County Health Department and Knox County Schools for the continuation of the "In School Health Program" which provides school-based services, school-based nutrition services, and Family Life Education for FY 2012-2013 was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-601 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding in the amount of \$397,546.00 between the Knox County Health Department and Knox County Schools for the continuation of the "In School Health Program" which provides school-based services, school-based nutrition services, and Family Life Education for FY 2012-2013. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT CONTRACT IN THE AMOUNT OF \$2,006,000.00 (NO LOCAL MATCH REQUIRED) WITH THE TENNESSEE DEPARTMENT OF HEALTH FOR WOMEN, INFANTS AND CHILDREN (WIC) SERVICES:R-12-8-602:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$2,006,000.00 (no local match required) with the Tennessee Department of Health for Women, Infants and Children (WIC) services was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-602 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant contract in the amount of \$2,006,000.00 (no local match required) with the Tennessee Department of Health for Women, Infants and Children (WIC) services. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF KNOXVILLE FOR THE CONSTRUCTION OF A TRAIL, AT THE CITY OF KNOXVILLE'S EXPENSE, WITHIN THE GREENWAY CORRIDOR OF LOVES CREEK TO CONNECT WITH SPRING PLACE PARK: R-12-8-701:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding with the City of

Knoxville for the construction of a trail, at the City of Knoxville's expense, within the greenway corridor of Loves Creek to connect with Spring Place Park was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-701 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a Memorandum of Understanding with the City of Knoxville for the construction of a trail, at the City of Knoxville's expense, within the greenway corridor of Loves Creek to connect with Spring Place Park. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING CONTRACTS WITH KALEY & TUCK REAL ESTATE APPRAISERS, DONALD WHITE & ASSOCIATES, LLC, BUTLER APPRAISAL GROUP, LLC AND THE MILLER COMPANY FOR REAL ESTATE APPRAISAL SERVICES ON AN AS NEEDED BASIS: R-12-8-801:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving contracts with Kaley & Tuck Real Estate Appraisers, Donald White & Associates, LLC, Butler Appraisal Group, LLC and The Miller Company for real estate appraisal services on an as needed basis was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-801 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving contracts with Kaley & Tuck Real Estate Appraisers, Donald White & Associates, LLC, Butler Appraisal Group, LLC and The Miller Company for real estate appraisal services on an as needed basis. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DESIGNATING/COMMITTING AND APPROPRIATING FUNDS FROM FISCAL YEAR 2012 TO FISCAL YEAR 2013 FOR VARIOUS FUNDS AND DEPARTMENTS:R-12-8-802:**

Consideration of a Resolution of the Commission of Knox County, Tennessee designating/committing and appropriating funds from fiscal year

2012 to fiscal year 2013 for various funds and departments was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-802 - Consideration of a Resolution of the Commission of Knox County, Tennessee designating/committing and appropriating funds from fiscal year 2012 to fiscal year 2013 for various funds and departments. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AND AUTHORIZING THE ACCEPTANCE OF FUNDS FROM VARIOUS SOURCES IN THE FY 2011-2012 BUDGET FOR THE FURTHERANCE OF CERTAIN PROGRAMS:R-12-8-803:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving and authorizing the acceptance of funds from various sources in the FY 2011-2012 Budget for the furtherance of certain programs was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-803 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving and authorizing the acceptance of funds from various sources in the FY 2011-2012 Budget for the furtherance of certain programs. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A MULTI-YEAR GRANT AGREEMENT (OCTOBER 1, 2012 THROUGH JUNE 30, 2015) IN THE AMOUNT OF \$180,000.00 (\$60,000.00 PER YEAR) AND A LOCAL MATCH OF \$20,000.00 PER YEAR WITH THE STATE OF TENNESSEE UNDER THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) IN SUPPORT OF THE RE-ENTRY PROJECT OF THE KNOX COUNTY PUBLIC DEFENDER'S COMMUNITY LAW OFFICE: R-12-8-901:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a multi-year grant agreement (October 1, 2012 through June 30, 2015) in the amount of \$180,000.00 (\$60,000.00 per year) and a local match of \$20,000.00 per year with the State of Tennessee under the

Edward Byrne Memorial Justice Assistance Grant (JAG) in support of the Re-Entry Project of the Knox County Public Defender's Community Law Office was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-901 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a multi-year grant agreement (October 1, 2012 through June 30, 2015) in the amount of \$180,000.00 (\$60,000.00 per year) and a local match of \$20,000.00 per year with the State of Tennessee under the Edward Byrne Memorial Justice Assistance Grant (JAG) in support of the Re-Entry Project of the Knox County Public Defender's Community Law Office.

Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH BUSINESS INFORMATION SYSTEMS (BIS) FOR SOFTWARE SERVICES TO MANAGE ALL BUSINESS TRANSACTIONS PERFORMED BY THE KNOX COUNTY CLERK'S OFFICE:R-12-8-902:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Business Information Systems (BIS) for Software Services to manage all business transactions performed by the Knox County Clerk's Office was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-902 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with Business Information Systems (BIS) for Software Services to manage all business transactions performed by the Knox County Clerk's Office. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A PLAN MANAGEMENT AGREEMENT WITH HUMANA HEALTH PLAN, INC. FOR THE ADMINISTRATION OF EMPLOYEE MEDICAL INSURANCE BENEFITS UNDER THE KNOX COUNTY GOVERNMENT HEALTH CARE PLAN:R-12-8-903:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a plan management agreement with Humana Health Plan, Inc. for the Administration of Employee Medical Insurance Benefits under the Knox County Government Health Care Plan was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-903 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a plan management agreement with Humana Health Plan, Inc. for the Administration of Employee Medical Insurance Benefits under the Knox County Government Health Care Plan. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A CONTRACT WITH EYEMED VISION CARE, LLC FOR EMPLOYEE VISION BENEFIT SERVICES: R-12-8-904:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with EyeMed Vision Care, LLC for employee vision benefit services was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-904 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a contract with EyeMed Vision Care, LLC for employee vision benefit services. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING AGREEMENTS WITH CVS/CAREMARK FOR THE ADMINISTRATION OF EMPLOYEE PRESCRIPTION BENEFIT: R-12-8-905:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving agreements with CVS/CareMark for the Administration of Employee Prescription Benefit was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-905 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving



agreements with CVS/CareMark for the Administration of Employee Prescription Benefit. Commissioner Anders seconded the motion and upon roll call vote Commissioners Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 10-0-1-0. Commissioner McKenzie abstained from the vote.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE CONVEYANCE OF THE SOUTH LOOP TRAIL PROPERTIES FROM THE LEGACY PARKS FOUNDATION TO KNOX COUNTY:**

**R-12-8-908:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the conveyance of the South Loop Trail properties from the Legacy Parks Foundation to Knox County was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-908 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the conveyance of the South Loop Trail properties from the Legacy Parks Foundation to Knox County. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING AND APPROVING AN UPDATE TO THE KNOX COUNTY COMMISSION WEBSITE TO INCLUDE A COMPREHENSIVE LIST OF BOARDS AND COMMITTEES APPOINTED BY THE COMMISSION, INCLUDING THE NAMES AND TERMS OF THOSE APPOINTED TO SERVE:R-12-8-911:**

Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing and approving an update to the Knox County Commission website to include a comprehensive list of Boards and Committees appointed by the Commission, including the names and terms of those appointed to serve was before the Board of Commissioners.

Commissioner Smith moved to approve R-12-8-911 - Consideration of a Resolution of the Commission of Knox County, Tennessee authorizing and approving an update to the Knox County Commission website to include a comprehensive list of Boards and Committees appointed by the Commission, including the names and terms of those appointed to serve.

Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF THE ACCEPTANCE OF NEW COUNTY ROADS:**

Consideration of the Acceptance of new County Roads was before the Board of Commissioners.

- A. Crippen Corner Lane located in Crippen Corner Subdivision, District 8.
- B. Karns Crossing Lane, located in Karns Crossing Subdivision, District 6.

Commissioner Smith moved to approve the above acceptance of new county roads. Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: AMENDMENT TO THE AGENDA:**

Without objection, Commissioner Hammond heard R-12-8-914 next on the agenda.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE RECOMMENDING THAT A TEACHER SATISFACTION SURVEY BE CONTRACTED AND CONDUCTED BY A THIRD PARTY CONSULTING FIRM (NOT ASSOCIATED WITH KNOX COUNTY SCHOOLS OR KNOX COUNTY GOVERNMENT) SPECIALIZING IN SUCH EMPLOYEE SURVEYS AND SAID SURVEY SHOULD ENSURE ABSOLUTE ANONYMITY OF ALL PARTICIPANTS WITH REPORTING AND CONCLUSIONS DRAWN BY SAID THIRD PARTY: R-12-8-914:**

Consideration of a Resolution of the Commission of Knox County, Tennessee recommending that a teacher satisfaction survey be contracted and conducted by a third party consulting firm (not associated with Knox County Schools or Knox County Government) specializing in such employee surveys and said survey should ensure absolute anonymity of all participants with reporting and conclusions drawn by said third party was before the Board of Commissioners.

Commissioner Norman moved to approve R-12-8-914 - Consideration of a Resolution of the Commission of Knox County, Tennessee recommending that a teacher satisfaction survey be contracted and conducted by a third party consulting firm (not associated with Knox County Schools or Knox County Government) specializing in such employee surveys and said survey should ensure absolute anonymity of all participants with reporting and conclusions drawn by said third party. Commissioner Smith seconded the motion

Commissioner Anders moved as a substitute motion to approve R-12-8-914 - Consideration of a Resolution of the Commission of Knox County, Tennessee recommending that a teacher satisfaction survey be contracted and conducted by a third party consulting firm (not associated with Knox County Schools or Knox County Government) specializing in such employee surveys and said survey should ensure absolute anonymity of all participants with reporting and conclusions drawn by said third party with the following amendment: The Commission hereby forms a joint subcommittee comprised of Karen Carson, Lynne Fugate and Pam Trainor from the Board of Education and Commissioners Tony Norman, Amy Broyles and Brad Anders. The joint subcommittee shall report back to the Commission and Board of Education with its findings and recommendations. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Briggs, Anders, Brown, Hammond and Shouse voted aye. Commissioners Norman, Ownby and Smith voted no. The substitute motion carried 7-3-1-0. Commissioner Wright abstained from the vote.

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***IN RE: AMENDMENT TO THE AGENDA:***

Without objection, Commissioner Hammond withdrew from the agenda R-12-8-910 – Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the Knox County Purchasing Division issue a Request for Information, or other appropriate request, from vendors qualified to conduct a comprehensive survey on behalf of Knox County’s Public School Teachers.

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***IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE (1) APPOINTING (RECOMMENDED BY THE EAST TENNESSEE CHAPTER OF THE INSTITUTE OF INTERNAL AUDITORS) AND (RECOMMENDED BY THE KNOXVILLE CHAPTER OF THE TENNESSEE SOCIETY OF CERTIFIED PUBLIC***

**ACCOUNTANTS) AND (2) REAPPOINTING COMMISSIONER AMY BROYLES, COMMISSIONER ED SHOUSE, COMMISSIONER DAVE WRIGHT TO THE KNOX COUNTY AUDIT COMMITTEE:R-12-8-110: PLEASE NOTE: THE RESOLUTION WAS CHANGED TO READ AS FOLLOWS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REAPPOINTING COMMISSIONER AMY BROYLES, COMMISSIONER ED SHOUSE AND COMMISSIONER DAVE WRIGHT TO THE KNOX COUNTY AUDIT COMMITTEE:R-12-8-110:**

Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Commissioner Amy Broyles, Commissioner Ed Shouse and Commissioner Dave Wright to the Knox County Audit Committee was before the Board of Commissioners.

Mr. Richard Walls, Knox County Internal Auditor, was present and spoke on the matter.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

Commissioner Smith moved to approve R-12-8-110 - Consideration of a Resolution of the Commission of Knox County, Tennessee reappointing Commissioner Amy Broyles, Commissioner Ed Shouse and Commissioner Dave Wright to the Knox County Audit Committee and defer to the September 2012 Board of Commissioners meeting appointing \_\_\_\_\_ (recommended by the East Tennessee Chapter of the Institute of Internal Auditors) and \_\_\_\_\_ (recommended by the Knoxville Chapter of the Tennessee Society of Certified Public Accountants). Commissioner Anders seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

Commissioner Broyles also moved that the terms of Dr. Joseph Carcello, the recommendation of Knoxville Chapter of the Tennessee Society of Certified Public Accountants, and Ms. Mary Kiser, the recommendation of the East Tennessee Chapter of the Institute of Internal Auditors, be extended for a period of 90 days or until such time as appointments are made by resolution of the Commission to fill these two (2) seats on the Knox County Audit Committee. Commissioner Shouse seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING THE APPOINTMENT OF MICHAEL EDWARDS TO THE BOARD OF DIRECTORS OF THE DEVELOPMENT CORPORATION OF THE COUNTY OF KNOX: R-12-8-112:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Michael Edwards to the Board of Directors of The Development Corporation of the County of Knox was before the Board of Commissioners.

Commissioner Anders moved to approve R-12-8-112 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving the appointment of Michael Edwards to the Board of Directors of The Development Corporation of the County of Knox. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE APPROVING A GRANT AWARD IN THE AMOUNT OF \$98,416.00 (NO LOCAL MATCH) FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) UNDER THE ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM – FIRE PREVENTION AND SAFETY GRANTS: R-12-8-407:**

Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant award in the amount of \$98,416.00 (no local match) from the Federal Emergency Management Agency (FEMA) under the Assistance to Firefighters Grant Program – Fire Prevention and Safety Grants was before the Board of Commissioners.

Commissioner Anders moved to approve R-12-8-407 - Consideration of a Resolution of the Commission of Knox County, Tennessee approving a grant award in the amount of \$98,416.00 (no local match) from the Federal Emergency Management Agency (FEMA) under the Assistance to Firefighters Grant Program – Fire Prevention and Safety Grants. The motion was seconded and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE RESPECTFULLY REQUESTING THAT THE KNOX COUNTY ELECTION COMMISSION REOPEN THE BELLE MORRIS ELEMENTARY SCHOOL AS A VOTING LOCATION:R-12-8-906:**

Consideration of a Resolution of the Commission of Knox County, Tennessee respectfully requesting that the Knox County Election Commission reopen the Belle Morris Elementary School as a voting location was before the Board of Commissioners.

Commissioner Broyles moved to approve R-12-8-906 - Consideration of a Resolution of the Commission of Knox County, Tennessee respectfully requesting that the Knox County Election Commission reopen the Belle Morris Elementary School as a voting location. Commissioner McKenzie seconded the motion and upon roll call vote Commissioners McKenzie, Broyles and Smith voted aye. Commissioners Ownby, Brown, Hammond and Shouse voted no. Commissioners Norman, Briggs, Anders and Wright abstained from the vote. The motion to approve failed 3-4-4-0.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE REQUESTING THAT THE CHAIRMAN OF THE KNOX COUNTY COMMISSION FORWARD A LETTER TO THE KNOX COUNTY LEGISLATIVE DELEGATION REQUESTING THAT THE DELEGATION ENACT LEGISLATION DESIGNED TO BROADEN THE ELIGIBILITY CRITERIA UNDER THE TENNESSEE PROPERTY TAX FREEZE ACT:R-12-8-909:**

Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the Chairman of the Knox County Commission forward a letter to the Knox County Legislative Delegation requesting that the Delegation enact legislation designed to broaden the eligibility criteria under the Tennessee Property Tax Freeze Act was before the Board of Commissioners.

Mr. Chris Caldwell, Director, Knox County Finance, was present and spoke on the matter.

Commissioner Broyles moved to approve R-12-8-909 – Consideration of a Resolution of the Commission of Knox County, Tennessee requesting that the Chairman of the Knox County Commission forward a letter to the Knox County Legislative Delegation requesting that the Delegation enact legislation designed to broaden the eligibility criteria under the Tennessee Property Tax Freeze Act. Commissioner Anders seconded the motion and

upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Brown, Hammond and Shouse voted aye. The motion carried 10-0-1-0. Commissioner Wright abstained from the vote.

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AUTHORIZING EDUCATION INCENTIVE PAYMENTS TO COUNTY OFFICIALS AND FULL-TIME SUPERVISORY LEVEL EMPLOYEES OF KNOX COUNTY GOVERNMENT FOR THE ATTAINMENT OR RE-CERTIFICATION OF THE DESIGNATION OF CERTIFIED PUBLIC ADMINISTRATOR:R-12-8-912: PLEASE NOTE: NEW RESOLUTION TO READ AS FOLLOWS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE 1) AUTHORIZING EDUCATION INCENTIVE PAYMENTS IN FISCAL YEAR 2012-2013 TO CERTAIN COUNTY OFFICIALS AND FULL-TIME SUPERVISORY LEVEL EMPLOYEES OF KNOX COUNTY GOVERNMENT IN AN AMOUNT UP TO BUT NOT IN EXCESS OF \$1,000.00 FOR THE ATTAINMENT OR RE-CERTIFICATION OF THE DESIGNATION OF CERTIFIED PUBLIC ADMINISTRATOR AND 2) PLACING A HOLD ON ANY ADDITIONAL INCENTIVE PAYMENTS, EXCEPT AS PROVIDED HEREIN, UNTIL SUCH TIME AS THE COMMISSION HAS AN OPPORTUNITY TO EVALUATE THE PROGRAM: R-12-8-912:**

Consideration of a Resolution of the Commission of Knox County, Tennessee 1) Authorizing Education Incentive payments in Fiscal year 2012-2013 to certain County Officials and full-time supervisory level employees of Knox County Government in an amount up to but not in excess of \$1,000.00 for the attainment or re-certification of the designation of Certified Public Administrator and 2) placing a hold on any additional incentive payments, except as provided herein, until such time as the Commission has an opportunity to evaluate the program was before the Board of Commissioners.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

Mr. Chris Caldwell, Director, Knox County Finance, was present and spoke on the matter.

Ms. Sherry Witt, Knox County Register of Deeds, was present and spoke on the matter.

Mr. David Buuck, Knox County Chief Deputy Law Director, was present and spoke on the matter.

Commissioner Anders moved to approve R-12-8-912 - Consideration of a Resolution of the Commission of Knox County, Tennessee 1) Authorizing Education Incentive payments in Fiscal year 2012-2013 to certain County Officials and full-time supervisory level employees of Knox County Government in an amount up to but not in excess of \$1,000.00 for the attainment or re-certification of the designation of Certified Public Administrator and 2) placing a hold on any additional incentive payments, except as provided herein, until such time as the Commission has an opportunity to evaluate the program. Commissioner Broyles seconded the motion.

Commissioner Hammond moved as a substitute motion to approve R-12-8-912 - Consideration of a Resolution of the Commission of Knox County, Tennessee 1) Authorizing Education Incentive payments in Fiscal year 2012-2013 to certain County Officials and full-time supervisory level employees of Knox County Government in an amount up to but not in excess of \$1,000.00 for the attainment or re-certification of the designation of Certified Public Administrator and 2) placing a hold on any additional incentive payments, except as provided herein, until such time as the Commission has an opportunity to evaluate the program with the following amendment: Approve only the fifteen (15) full-time employees shall receive said educational incentive payment in an amount up to but not in excess of one thousand dollars (\$1,000.00) from Knox County for FY12-13. There will be a hold on the program until such time as the Knox County Commission has an opportunity to evaluate the County Officials Certificate Training Program (COCTP) and provide further direction through the Task Force Committee. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Wright, Brown, Hammond and Shouse voted aye. The substitute motion carried 10-1-0-0. Commissioner Smith voted no.

PLEASE NOTE: RESOLUTION R-12-8-912 WAS AMENDED AT THE SEPTEMBER 24, 2012 BOARD OF COMMISSIONERS MEETING UNDER APPROVAL OF MINUTES TO READ AS FOLLOWS:

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE 1) AUTHORIZING EDUCATION INCENTIVE PAYMENTS IN FISCAL YEAR 2012-2013 TO CERTAIN FULL-TIME SUPERVISORY LEVEL EMPLOYEES OF**



**KNOX COUNTY GOVERNMENT IN AN AMOUNT UP TO BUT NOT IN EXCESS OF \$1,000.00 FOR THE ATTAINMENT OR RE-CERTIFICATION OF THE DESIGNATION OF CERTIFIED PUBLIC ADMINISTRATOR AND 2) PLACING A HOLD ON ANY ADDITIONAL INCENTIVE PAYMENTS, EXCEPT AS PROVIDED HEREIN, UNTIL SUCH TIME AS THE COMMISSION HAS AN OPPORTUNITY TO EVALUATE THE PROGRAM.**

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**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DESIGNATING/COMMITTING AND APPROPRIATING FUNDS IN THE AMOUNT OF \$50,000.00 FROM FISCAL YEAR 2012 TO FISCAL YEAR 2013 FOR THE PURPOSE OF REIMBURSING THE BECK CULTURAL EXCHANGE CENTER UP TO \$50,000.00 FOR THE CENTER'S OPERATING EXPENSES FOR FY 2013: R-12-8-913: PLEASE NOTE: THE RESOLUTION WAS CHANGED TO READ AS FOLLOWS:**

**IN RE: CONSIDERATION OF A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE DESIGNATING/COMMITTING AND APPROPRIATING FUNDS IN THE AMOUNT OF \$50,000.00 FROM FISCAL YEAR 2012 TO FISCAL YEAR 2013 FOR THE PURPOSE OF REIMBURSING THE BECK CULTURAL EXCHANGE CENTER UP TO \$50,000.00 FOR THE CENTER'S PROGRAM EXPENSES FOR FY 2013 THROUGH THE DEFINED SERVICES CONTRACT PROCESS:R-12-8-913:**

Consideration of a Resolution of the Commission of Knox County, Tennessee designating/committing and appropriating funds in the amount of \$50,000.00 from fiscal year 2012 to Fiscal Year 2013 for the purpose of reimbursing the Beck Cultural Exchange Center up to \$50,000.00 for the Center's Program expenses for FY 2013 through the defined services contract process was before the Board of Commissioners.

Mr. Chris Caldwell, Director, Knox County Finance, was present and spoke on the matter.

Mr. Hugh Holt, Director, Knox County Purchasing, was present and spoke on the matter.

Commissioner McKenzie moved to approve R-12-8-913 - Consideration of a Resolution of the Commission of Knox County, Tennessee designating/committing and appropriating funds in the amount of

\$50,000.00 from fiscal year 2012 to Fiscal Year 2013 for the purpose of reimbursing the Beck Cultural Exchange Center up to \$50,000.00 for the Center's Program expenses for FY 2013 through the defined services contract process with the following amendment: The Knox County Commission appropriates funds in the amount of \$50,000.00 for the Beck Center's Program expenses for FY2013 through the defined services contract process. Within the defined services contract Beck Center will have to describe what the program is for. Commissioner Broyles seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: ORDINANCES ON FIRST READING:**

**IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING ARTICLE II, SECTION 2.03 OF THE KNOX COUNTY CHARTER ENTITLED "MEMBERSHIP AND ELECTION; DISTRICT, SEATS, REAPPORTIONMENT AND REDISTRICTING" TO PROVIDE FOR A FIFTEEN (15) DISTRICTS (KNOX COUNTY CHARTER AS ADOPTED 11-8-88, AS AMENDED THROUGH REFERENDUM OF 8-2-12): O-12-8-102: FIRST READING:**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article II, Section 2.03 of the Knox County Charter entitled "Membership and Election; District, Seats, Reapportionment and Redistricting" to provide for a fifteen (15) districts (Knox County Charter as adopted 11-8-88, as amended through Referendum of 8-2-12) on first reading was before the Board of Commissioners.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

Commissioner Wright moved to defer to the November 2012 Board of Commissioners meeting O-12-8-102 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending Article II, Section 2.03 of the Knox County Charter entitled "Membership and Election; District, Seats, Reapportionment and Redistricting" to provide for a fifteen (15) districts (Knox County Charter as adopted 11-8-88, as amended through Referendum of 8-2-12) on first reading. Commissioner Brown seconded the motion and upon roll call vote Commissioners McKenzie, Broyles, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown, Hammond and Shouse voted aye. The motion carried 11-0-0-0.

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**IN RE: ORDINANCES ON SECOND READING:**

No Ordinances received on second reading.

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**IN RE: OTHER BUSINESS:**

Discussion regarding a salary survey was before the Board of Commissioners.

Mr. Chris Caldwell, Director, Knox County Finance, was present and spoke on the matter.

No action was taken.

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Discussion regarding the expiration (September 30, 2012) of the terms of the following members of the Board of Zoning Appeals: Cynthia Stancil (District 1), Frank Rimshaw (District 3), John Schoonmaker, (District 5), Bill Sewell, (District 7), and Carson Dailey (District 9) was before the Board of Commissioners.

Mr. Joe Jarret, Knox County Law Director, was present and spoke on the matter.

No action was taken.

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**IN RE: AMENDMENT TO THE AGENDA:**

At this time Commissioner Hammond left the meeting and Commissioner Anders, Vice Chairman presided.

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**IN RE: PUBLIC FORUM:**

Mr. Jim Golden concerned citizen was present and spoke regarding helping elderly neighbors around the neighborhood and having to deal with City Codes.

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**IN RE: ROLL CALL: ZONING REQUESTS: 6:00 P.M.**

Mrs. Kim Ellis, Minutes Clerk to the Knox County Clerk, called the roll. Those Commissioners responding were Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse. Commissioners Broyles and Hammond were absent from the evening zoning session.

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**IN RE:** Consideration of amendments to the Knoxville-Knox County Minimum Subdivision Regulations regarding development standards for subdivisions within the Hillside and Ridgetop Protection Areas was before the Board of Commissioners. MPC Recommendation: Recommend the

Knox County Commission adopt the amendment in order to maintain a current version of these regulations as adopted by MPC.

MPC File # 4-B-12-OA.

Mr. Mark Donaldson, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. David Buuck, Knox County Chief Deputy Law Director, was present and spoke on the matter.

Ms. Sally Absher, concerned citizen, was present and spoke on the matter.

Commissioner Norman moved to withdraw from the agenda MPC File # 4-B-12-OA – Consideration of amendments to the Knoxville-Knox County Minimum Subdivision Regulations regarding development standards for subdivisions within the Hillside and Ridgetop Protection Areas.

Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. The motion carried 9-0-0-2.

Commissioners Broyles and Hammond were absent from the evening zoning session.

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***IN RE:*** Request of the Metropolitan Planning Commission to adopt the North County Sector Plan Update. Commission Districts 6, 7, and 8. RZ-12-8-101 was before the Board of Commissioners. MPC Action: Adopt the North County Sector Plan Update and Recommend the Knox County Commission Adopt the Plan. MPC File # 6-A-12-SP.

Mr. Mike Carberry, Metropolitan Planning Commission, was present and spoke on the matter.

Commissioner Anders asked if there was any opposition to the request. There was no response.

Commissioner Norman moved to approve RZ-12-8-101 – Request of the Metropolitan Planning Commission to adopt the North County Sector Plan Update. Commission Districts 6, 7, and 8. Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Briggs, Smith, Wright, Brown and Shouse voted aye. The motion carried 7-2-0-2. Commissioners Ownby and Anders voted no. Commissioners Broyles and Hammond were absent from the evening zoning session.

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***IN RE:*** Request of Robert Minard for rezoning from A (Agricultural) to RA (Low Density Residential); RZ-12-8-102 was before the Board of Commissioners. Property located north side W. Marine Road, North of

Babs Road. Commission District 9. MPC Recommendation: Recommend the Knox County Commission Approve RA (Low Density Residential) MPC File #7-E-12-RZ

Commissioner Anders asked if there was any opposition to the request. There was no response.

Commissioner Brown moved to approve RZ-12-8-102 - Request of Robert Minard for rezoning from A (Agricultural) to RA (Low Density Residential) as per Metropolitan Planning Commission's Recommendation: Recommend the Knox County Commission Approve RA (Low Density Residential). Commissioner Wright seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. The motion carried 9-0-0-2. Commissioners Broyles and Hammond were absent from the evening zoning session.

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***IN RE:*** Request of Pinnacle National Bank for rezoning from RB (General Residential) to CA (General Business) RZ-12-8-103 was before the Board of Commissioners. Property located south side Asheville Highway, north side S. Ruggles Ferry Pike, east of E. Governor John Sevier Highway. Commission District 8; MPC Recommendation: Recommend the Knox County Commission Approve CA (General Business) MPC File # 7-H-12-RZ

Commissioner Anders asked if there was any opposition to the request. There was no response.

Commissioner Wright moved to approve RZ-12-8-103 - Request of Pinnacle National Bank for rezoning from RB (General Residential) to CA (General Business) as per Metropolitan Planning Commission's Recommendation: Recommend the Knox County Commission Approve CA (General Business). Commissioner Smith seconded the motion and upon roll call vote Commissioners McKenzie, Norman, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. The motion carried 9-0-0-2. Commissioners Broyles and Hammond were absent from the evening zoning session.

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***IN RE: AMENDMENTS TO THE KNOX COUNTY ZONING ORDINANCE:***

***IN RE: CONSIDERATION OF AN ORDINANCE OF THE COMMISSION OF KNOX COUNTY, TENNESSEE AMENDING THE KNOX COUNTY ZONING ORDINANCE (APPENDIX A OF THE***

**KNOX COUNTY CODE), ARTICLE 5, SECTION 5.13, PLANNED RESIDENTIAL ZONE, REGARDING DEVELOPMENT STANDARDS FOR SUBDIVISIONS WITHIN THE HILLSIDE AND RIDGETOP PROTECTION AREAS. (ORD. NO. O-90-9-130, ADOPTED 9-10-90, AS AMENDED) O-12-8-101 FIRST READING:**

Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance (Appendix A of the Knox County Code), Article 5, Section 5.13, Planned Residential Zone, regarding development standards for subdivisions within the Hillside and Ridgetop Protection Areas. (Ord. No. O-90-9-130, adopted 9-10-90, as amended) O-12-8-101 was before the Board of Commissioners on first reading.

Mr. Mark Donaldson, Executive Director, Metropolitan Planning Commission, was present and spoke on the matter.

Mr. David Buuck, Knox County Chief Deputy Law Director, was present and spoke on the matter.

Commissioner Norman moved to approve O-12-8-101 on first reading Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance (Appendix A of the Knox County Code), Article 5, Section 5.13, Planned Residential Zone, regarding development standards for subdivisions within the Hillside and Ridgetop Protection Areas. (Ord. No. O-90-9-130, adopted 9-10-90, as amended). Commissioner McKenzie seconded the motion.

Commissioner Briggs moved as a substitute motion to Table O-12-8-101 - Consideration of an Ordinance of the Commission of Knox County, Tennessee amending the Knox County Zoning Ordinance (Appendix A of the Knox County Code), Article 5, Section 5.13, Planned Residential Zone, regarding development standards for subdivisions within the Hillside and Ridgetop Protection Areas. (Ord. No. O-90-9-130, adopted 9-10-90, as amended). Commissioner Ownby seconded the motion and upon roll call vote Commissioners McKenzie, Ownby, Briggs, Anders, Smith, Wright, Brown and Shouse voted aye. The substitute motion carried 8-1-0-2. Commissioner Norman voted no. Commissioners Broyles and Hammond were absent from the evening zoning session.

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**IN RE: ADJOURNMENT:**

There being no further business to come before the Knox County Board of Commissioners, Commissioner Anders declared the meeting adjourned.

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BRAD ANDERS, VICE CHAIRMAN

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MIKE HAMMOND, CHAIRMAN